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United States B	ankruptcy	Court
District of	Puerto Ri	co

IN RE:			Case No	
DIAZ CLAUD	NO, LUIS E & ALEJANDRO MON	•	Chapter <b>13</b>	
	DISCLOSURE OF	COMPENSATION OF ATTOI	RNEY FOR DEBTOR	
one year be		2016(b), I certify that I am the attorney for the a y, or agreed to be paid to me, for services render ows:		
For legal se	rvices, I have agreed to accept		\$	3,000.00
Prior to the	filing of this statement I have received		\$	19.00
Balance Du	e		\$	2,981.00
2. The source	of the compensation paid to me was:	Debtor Other (specify):		
	of compensation to be paid to me is:			
4. I have	not agreed to share the above-disclosed co	mpensation with any other person unless they ar	e members and associates of my law firn	1.
☐ I have		ensation with a person or persons who are not m		
5. In return for	the above-disclosed fee, I have agreed to	render legal service for all aspects of the bankru	ptcy case, including:	
<ul><li>b. Prepar</li><li>c. Repres</li><li>d. Repres</li></ul>	ation and filing of any petition, schedules, entation of the debtor at the meeting of cre	endering advice to the debtor in determining who statement of affairs and plan which may be requ editors and confirmation hearing, and any adjour lings and other contested bankruptey matters;	ired;	
6. By agreeme	nt with the debtor(s), the above disclosed f	fee does not include the following services:		
I certify that the proceeding.	e foregoing is a complete statement of any	CERTIFICATION  agreement or arrangement for payment to me for	or representation of the debtor(s) in this b	ankruptcy
	November 20, 2013	/s/ Jose M Prieto Carballo, Esq		
	Date	Jose M Prieto Carballo, Esq 225806 Jose Prieto PO BOX 363565 San Juan, PR 00936-3565 (787) 607-2066 Fax: (787) 607-2166 jpc@jpclawpr.com		

# UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a joint case (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

# 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

# 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

# Chapter 7: Liquidation (\$245 filing fee, \$46 administrative fee, \$15 trustee surcharge: Total fee \$306)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your

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discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$46 administrative fee: Total fee \$281)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

# Chapter 11: Reorganization (\$1167 filing fee, \$46 administrative fee: Total fee \$1213)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

# Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$46 administrative fee: Total fee \$246)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

# 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at <a href="http://www.uscourts.gov/bkforms/bankruptcy">http://www.uscourts.gov/bkforms/bankruptcy</a> forms.html#procedure.

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# Document Page 4 of 41 United States Bankruptcy Court District of Puerto Rico

IN RE:	Case No.
DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA	Chapter 13
Debtor(s)	•

# CERTIFICATION OF NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

UNDER § 342(b) OF THI	E BANKRUPTCY	CODE	
Certificate of [Non-Attorney]	Bankruptcy Petitic	on Preparer	
I, the [non-attorney] bankruptcy petition preparer signing the debtor notice, as required by § 342(b) of the Bankruptcy Code.	's petition, hereby cer	tify that I delivered to the deb	tor the attached
Printed Name and title, if any, of Bankruptcy Petition Preparer Address:		Social Security number (If to petition preparer is not an in the Social Security number principal, responsible person the bankruptcy petition preparer is not an interpretation of the person of the bankruptcy petition preparer is not an interpretation of the person of the bankruptcy petition preparer is not an interpretation of the person of the perso	ndividual, state of the officer, n, or partner of
X		(Required by 11 U.S.C. § 1	
Signature of Bankruptcy Petition Preparer of officer, principal, resp partner whose Social Security number is provided above.	onsible person, or		
Certificate o	f the Debtor		
I (We), the debtor(s), affirm that I (we) have received and read the a	attached notice, as req	uired by § 342(b) of the Bank	ruptcy Code.
DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA	X /s/ LUIS E DIAZ (	CLAUDIO	11/20/2013
Printed Name(s) of Debtor(s)	Signature of Debt	or	Date
Case No. (if known)	X /s/ JOHANNA AL	EJANDRO MONTANEZ	11/20/2013
	Signature of Joint	Debtor (if any)	Date

 $\textbf{Instructions:} \ Attach\ a\ copy\ of\ Form\ B\ 201A,\ Notice\ to\ Consumer\ Debtor(s)\ Under\ \S\ 342(b)\ of\ the\ Bankruptcy\ Code.$ 

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) **only** if the certification has **NOT** been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

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According to the calculations required by this statement:

The applicable commitment period is 3 years.

The applicable commitment period is 5 years.

In re: DIAZ CLAU	DIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA	□1
	Debtor(s)	□I
Case Number:		
	(If known)	<b>         </b>

☐ Disposable income is determined under § 1325(b)(3). ☐ Disposable income is not determined under § 1325(b)(3).

(Check the boxes as directed in Lines 17 and 23 of this statement.)

# CHAPTER 13 STATEMENT OF CURRENT MONTHLY INCOME AND CALCULATION OF COMMITMENT PERIOD AND DISPOSABLE INCOME

In addition to Schedules I and J, this statement must be completed by every individual Chapter 13 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

		Part I. REPO	ORT OF INCOME					
	a. [	ital/filing status. Check the box that applies and c  Unmarried. Complete only Column A ("Debtor  Married. Complete both Column A ("Debtor						
1	All figures must reflect average monthly income received from all sources, derived during the six calendar months prior to filing the bankruptcy case, ending on the last day of the month before the filing. If the amount of monthly income varied during the six months, you must divide the six-month total by six, and enter the result on the appropriate line.						Column B Spouse's Income	
2	Gros	s wages, salary, tips, bonuses, overtime, commi	ssions.	\$	1,289.75	\$	0.00	
3	a and one b attac	me from the operation of a business, profession denter the difference in the appropriate column(s) business, profession or farm, enter aggregate numb himent. Do not enter a number less than zero. Do nonses entered on Line b as a deduction in Part IV	of Line 3. If you operate more than ers and provide details on an ot include any part of the business					
	a.	Gross receipts	\$					
	b.	Ordinary and necessary operating expenses	\$					
	c.	Business income	Subtract Line b from Line a	\$	0.00	\$	0.00	
4	Rent and other real property income. Subtract Line b from Line a and enter the difference in the appropriate column(s) of Line 4. Do not enter a number less than zero. Do not include any part of the operating expenses entered on Line b as a deduction in Part IV.							
4	a.	Gross receipts	\$					
	b.	Ordinary and necessary operating expenses	\$					
	c.	Rent and other real property income	Subtract Line b from Line a	\$	0.00	\$	0.00	
5	Inter	rest, dividends, and royalties.		\$	0.00	\$	0.00	
6	Pens	ion and retirement income.		\$	0.00	\$	0.00	
7	expe that by th	amounts paid by another person or entity, on a nses of the debtor or the debtor's dependents, i purpose. Do not include alimony or separate mair e debtor's spouse. Each regular payment should be nent is listed in Column A, do not report that paym	ncluding child support paid for ntenance payments or amounts paid e reported in only one column; if a	\$	0.00	\$	0.00	

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8	Unemployment compensation. Enter the amount in the appropriate column(s) of Line 8. However, if you contend that unemployment compensation received by you or your spouse was a benefit under the Social Security Act, do not list the amount of such compensation in Column A or B, but instead state the amount in the space below:						
	Unemployment compensation claimed to be a benefit under the Social Security Act Debtor \$ Debtor \$ Spouse \$ D.00	00	\$	0.00	\$	0.00	
9	Income from all other sources. Specify source and amount. If necessary, list additional sources on a separate page. Total and enter on Line 9. Do not include alimony or separ maintenance payments paid by your spouse, but include all other payments of alimo or separate maintenance. Do not include any benefits received under the Social Securit Act or payments received as a victim of a war crime, crime against humanity, or as a vict of international or domestic terrorism.  a. \$ b. \$	ony y	\$	0.00	\$	0.00	
10	<b>Subtotal.</b> Add Lines 2 thru 9 in Column A, and, if Column B is completed, add Lines 2 through 9 in Column B. Enter the total(s).		\$	1,289.75	\$	0.00	
11	Total. If Column B has been completed, add Line 10, Column A to Line 10, Column B, and enter the total. If Column B has not been completed, enter the amount from Line 10, Column A.						
	Part II. CALCULATION OF § 1325(b)(4) COMMITMENT	PER	IOL	)			
12	Enter the amount from Line 11.				\$	1,289.75	
13	Marital Adjustment. If you are married, but are not filing jointly with your spouse, AND if you contend that calculation of the commitment period under § 1325(b)(4) does not require inclusion of the income of your spouse, enter on Line 13 the amount of the income listed in Line 10, Column B that was NOT paid on a regular basis for the household expenses of you or your dependents and specify, in the lines below, the basis for excluding this income (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the debtor's dependents) and the amount of income devoted to each purpose. If necessary, list additional adjustments on a separate page. If the conditions for entering this adjustment do not apply, enter zero.  \$ \$ b. \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$						
	Total and enter on Line 13.				\$	0.00	
14	Subtract Line 13 from Line 12 and enter the result.				\$	1,289.75	
15	<b>Annualized current monthly income for § 1325(b)(4).</b> Multiply the amount from Line 12 and enter the result.	14 b	y the	number	\$	15,477.00	
16	<b>Applicable median family income.</b> Enter the median family income for the applicable s household size. (This information is available by family size at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or free bankruptcy court.)	om th	e cle				
	a. Enter debtor's state of residence: Puerto Rico b. Enter debtor's ho	useho	old si	ze: _ <b>4</b>	\$	28,763.00	
17	<ul> <li>Application of § 1325(b)(4). Check the applicable box and proceed as directed.</li> <li>✓ The amount on Line 15 is less than the amount on Line 16. Check the box for "The 3 years" at the top of page 1 of this statement and continue with this statement.</li> <li>☐ The amount on Line 15 is not less than the amount on Line 16. Check the box for</li> </ul>	•				•	
	period is 5 years" at the top of page 1 of this statement and continue with this statem						
	Part III. APPLICATION OF § 1325(b)(3) FOR DETERMINING DISP	OSA	BLI	E INCOM	Æ		

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	rorm 22C) (Chapter 13) (0 <sup>2</sup>	/					
Enter	the amount from Line 11.					\$	1,289.75
total of expense Column than the necessing not ap	of any income listed in Line 10, sees of the debtor or the debtor or the debtor on B income (such as payment ne debtor or the debtor's dependary, list additional adjustments ply, enter zero.	Column B that v s dependents. Spo of the spouse's ta dents) and the an	vas NO ecify ir ax liabi nount c	T paid on a regular basis for the lines below the basis for lity or the spouse's support of income devoted to each page	r the household or excluding the of persons other urpose. If	¢	0.00
		5(b)(3). Subtract	Line 1	9 from Line 18 and enter th	e result	1	1,289.75
Current monthly income for § 1325(b)(3). Subtract Line 19 from Line 18 and enter the result.  Annualized current monthly income for § 1325(b)(3). Multiply the amount from Line 20 by the number 12 and enter the result.							15,477.00
Appli	cable median family income.	Enter the amount	t from l	Line 16.		\$	28,763.00
The amount on Line 21 is more than the amount on Line 22. Check the box for "Disposable income is determined under § 1325(b)(3)" at the top of page 1 of this statement and complete the remaining parts of this statement.  The amount on Line 21 is not more than the amount on Line 22. Check the box for "Disposable income is a determined under § 1325(b)(3)" at the top of page 1 of this statement and complete Part VII of this statement. I complete Parts IV, V, or VI.							
miscel Expen from t curren	llaneous. Enter in Line 24A the uses for the applicable number the clerk of the bankruptcy countly be allowed as exemptions of	e "Total" amount of persons. (This rt.) The applicabl	from l inform le numl	RS National Standards for a lation is available at www.usper of persons is the number	Allowable Living sdoj.gov/ust/ or that would	\$	
National Standards: health care. Enter in Line a1 below the amount from IRS National Standards for Out-of-Pocket Health Care for persons under 65 years of age, and in Line a2 the IRS National Standards for Out-of-Pocket Health Care for persons 65 years of age or older. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) Enter in Line b1 the applicable number of persons who are under 65 years of age, and enter in Line b2 the applicable number of persons who are 65 years of age or older. (The applicable number of persons in each age category is the number in that category that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.) Multiply Line a1 by Line b1 to obtain a total amount for persons under 65, and enter the result in Line c1. Multiply Line a2 by Line b2 to obtain a total amount for persons 65 and older, and enter the result in Line c2. Add Lines c1 and c2 to obtain a total health care amount, and enter the result in Line 24B.  Persons under 65 years of age  a1. Allowance per person  b1. Number of persons  Persons  Allowance per person  b2. Number of persons							
	Marit total of expense Column than the necess not app a. b. c. Tota  Curre Annua 12 and Applic  Applic  Expens from t curren depense Nation Out-of Out-of Out-of years of catego of any person years of and un Person amoun  Person al.	total of any income listed in Line 10, expenses of the debtor or the debtor' Column B income (such as payment than the debtor or the debtor's depennecessary, list additional adjustments not apply, enter zero.  a.  b.  c.  Total and enter on Line 19.  Current monthly income for § 132  Annualized current monthly income 12 and enter the result.  Applicable median family income.  Application of § 1325(b)(3). Check  The amount on Line 21 is more under § 1325(b)(3)" at the top of determined under § 1325(b)(3)" complete Parts IV, V, or VI.  Part IV. CALCULATE  Subpart A: Deduct  National Standards: food, apparel miscellaneous. Enter in Line 24A the Expenses for the applicable number from the clerk of the bankruptcy coucurrently be allowed as exemptions of dependents whom you support.  National Standards: health care. Expenses of the subject of the clerk of the payment of the clerk of the subject of the clerk of the payment of the clerk of the dependents whom you support.  National Standards: health care for person www.usdoj.gov/ust/ or from the clerk of age or older. (The applicable category that would currently be allowed and the clerk of any additional dependents whom ypersons under 65, and enter the reamount, and enter the result in Line 20  Persons under 65 years of age  a1. Allowance per person	Marital adjustment. If you are married, but are not fotal of any income listed in Line 10, Column B that wexpenses of the debtor or the debtor's dependents. Sp Column B income (such as payment of the spouse's to than the debtor or the debtor's dependents) and the ar necessary, list additional adjustments on a separate panot apply, enter zero.  a.  b.  c.  Total and enter on Line 19.  Current monthly income for § 1325(b)(3). Subtract Annualized current monthly income for § 1325(b)(12 and enter the result.  Applicable median family income. Enter the amoun under § 1325(b)(3)" at the top of page 1 of this st   The amount on Line 21 is more than the amounder § 1325(b)(3)" at the top of page 1 of this st   The amount on Line 21 is not more than the ard determined under § 1325(b)(3)" at the top of page complete Parts IV, V, or VI.  Part IV. CALCULATION OF DED  Subpart A: Deductions under Stan  National Standards: food, apparel and services, he miscellaneous. Enter in Line 24A the "Total" amount Expenses for the applicable number of persons. (This from the clerk of the bankruptcy court.) The applicable currently be allowed as exemptions on your federal in dependents whom you support.  National Standards: health care. Enter in Line a1 b Out-of-Pocket Health Care for persons under 65 years of age www.usdoj.gov/ust/ or from the clerk of the bankrupter persons who are under 65 years of age, and enter in L years of age or older. (The applicable number of personategory that would currently be allowed as exemption of any additional dependents whom you support.) Mupersons under 65, and enter the result in Line c1. Mupersons of 5 and older, and enter the result in Line c2. A amount, and enter the result in Line 24B.  Persons under 65 years of age  a1. Allowance per person	Marital adjustment. If you are married, but are not filing jot total of any income listed in Line 10, Column B that was NO expenses of the debtor or the debtor's dependents. Specify in Column B income (such as payment of the spouse's tax liabit than the debtor or the debtor's dependents) and the amount on ecessary, list additional adjustments on a separate page. If the not apply, enter zero.  a.  b.  c.  Total and enter on Line 19.  Current monthly income for \$ 1325(b)(3). Subtract Line 1  Annualized current monthly income for \$ 1325(b)(3). Mul 12 and enter the result.  Applicable median family income. Enter the amount from 1 under \$ 1325(b)(3). Check the applicable box and 1 under \$ 1325(b)(3)* at the top of page 1 of this statement determined under \$ 1325(b)(3)* at the top of page 1 of this statement determined under \$ 1325(b)(3)* at the top of page 1 of the complete Parts IV, V, or VI.  Part IV. CALCULATION OF DEDUCTION Subpart A: Deductions under Standards  National Standards: food, apparel and services, houseked miscellaneous. Enter in Line 24A the "Total" amount from 1 Expenses for the applicable number of persons. (This inform from the clerk of the bankruptcy court.) The applicable number of persons (This inform from the clerk of the bankruptcy court.) The applicable number of Pocket Health Care for persons under 65 years of age Out-of-Pocket Health Care for persons under 65 years of age or old www.usdoj.gov/ust/ or from the clerk of the bankruptcy courpersons who are under 65 years of age, and enter in Line b2 years of age or older. (The applicable number of persons in a category that would currently be allowed as exemptions on yof any additional dependents whom you support.) Multiply Lepersons 65 and older, and enter the result in Line c1. Multiply Lepersons under 65, and enter the result in Line 24B.  Persons under 65 years of age a1. Allowance per person	Marital adjustment. If you are married, but are not filing jointly with your spouse, ente total of any income listed in Line 10, Column B that was NOT paid on a regular basis fo expenses of the debtor or the debtor's dependents. Specify in the lines below the basis for expenses of the debtor or the debtor's dependents. Specify in the lines below the basis for expenses of the debtor or the debtor's dependents) and the amount of income devoted to each puncted and the debtor or the debtor's dependents) and the amount of income devoted to each puncted and the debtor or the debtor's dependents) and the amount of income devoted to each puncted and the debtor or the debtor's dependents) and the amount of income devoted to each puncted and enter on Line 19.  Current monthly income for § 1325(b)(3). Subtract Line 19 from Line 18 and enter the Annualized current monthly income for § 1325(b)(3). Multiply the amount from Line 12 and enter the result.  Application of § 1325(b)(3). Check the applicable box and proceed as directed.  The amount on Line 21 is more than the amount on Line 22. Check the box for "under § 1325(b)(3)" at the top of page 1 of this statement and complete the remainin The amount on Line 21 is not more than the amount on Line 22. Check the box determined under § 1325(b)(3)" at the top of page 1 of this statement and complete the remainin The amount on Line 21 is not more than the amount on Line 22. Check the box determined under § 1325(b)(3)" at the top of page 1 of this statement and complete I complete Parts IV, V, or VI.  Part IV. CALCULATION OF DEDUCTIONS ALLOWED UNDER Subpart A: Deductions under Standards of the Internal Revenue Science and second the subscience of the bankruptcy court.) The applicable number of persons is the number of persons of the applicable number of persons. (This information is available at www. Morn.) The applicable number of persons of age, and in Line a2 the IRS National Standards: health care for persons of 5 years of age, and in Line a2 the IRS National Standards: heal	Marital adjustment. If you are married, but are not filing jointly with your spouse, enter on Line 19 the total of any income listed in Line 10, Column B that was NOT paid on a regular basis for the household expenses of the debtor is dependents, Specify in the lines below the basis for excluding the Column B income (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the debtor's dependents) and the amount of income devoted to each purpose. If the creative is additional adjustments on a separate page. If the conditions for entering this adjustment do not apply, enter zero.  a.	Marital adjustment. If you are married, but are not filing jointly with your spouse, enter on Line 19 the total of any income listed in Line 10, Column B that was NOT paid on a regular basis for the household expenses of the debtor of the gone in the debtor of the de

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25A	and U inform famil	Local Standards: housing and utilities; non-mortgage expenses. Enter the amount of the IRS Housing and Utilities Standards; non-mortgage expenses for the applicable county and family size. (This information is available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court). The applicable family size consists of the number that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.				
25B	Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and family size (this information is available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court) (The applicable family size consists of the number that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 47; subtract Line b from Line a and enter the result in Line 25B. Do not enter an amount less than zero.					
	a.	IRS Housing and Utilities Standards; mortgage/rental expense	\$			
	b.	Average Monthly Payment for any debts secured by your home, if any, as stated in Line 47	\$			
	c.	Net mortgage/rental expense	Subtract Line b from Line a	\$		
26		ties Standards, enter any additional amount to which you contend you our contention in the space below:	and office the office			
				\$		
	an ex	al Standards: transportation; vehicle operation/public transportate expense allowance in this category regardless of whether you pay the exegardless of whether you use public transportation.		\$		
	an ex and r Chec	spense allowance in this category regardless of whether you pay the ex	penses of operating a vehicle for which the operating	\$		
27A	an ex and r Chec expen	spense allowance in this category regardless of whether you pay the exegardless of whether you use public transportation.  k the number of vehicles for which you pay the operating expenses or uses are included as a contribution to your household expenses in Line	penses of operating a vehicle for which the operating	\$		
27A	an ex and r Chec experiments  0 If you Trans Local Statis	spense allowance in this category regardless of whether you pay the exegardless of whether you use public transportation.  k the number of vehicles for which you pay the operating expenses or uses are included as a contribution to your household expenses in Line	for which the operating a vehicle for which the operating e.7.  om IRS Local Standards: crating Costs" amount from IRS ne applicable Metropolitan	\$		

# Case:13-09661-ESL13 Doc#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 Desc: Main Document Page 9 of 41 B22C (Official Form 22C) (Chapter 13) (04/13)

<b>D22</b> (	OHILLI	air om 22C) (Chapter 13) (04/13)					
	<b>Local Standards: transportation ownership/lease expense; Vehicle 1.</b> Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an ownership/lease expense for more than two vehicles.)						
	<u> </u>	2 or more.					
28	Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards:  Transportation (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court); enter in Line b the total of the Average Monthly Payments for any debts secured by Vehicle 1, as stated in Line 47; subtract Line b from Line a and enter the result in Line 28. <b>Do not enter an amount less than zero.</b>						
	a.	IRS Transportation Standards, Ownership Costs	\$				
	b.	Average Monthly Payment for any debts secured by Vehicle 1, as stated in Line 47	\$				
	c.	Net ownership/lease expense for Vehicle 1	Subtract Line b from Line a	\$			
29	Enter Transthe to	Al Standards: transportation ownership/lease expense; Vehicle 2. Coked the "2 or more" Box in Line 28.  Try, in Line a below, the "Ownership Costs" for "One Car" from the IRS sportation (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the base tall of the Average Monthly Payments for any debts secured by Vehic act Line b from Line a and enter the result in Line 29. <b>Do not enter a</b>	Local Standards: ankruptcy court); enter in Line b le 2, as stated in Line 47;				
	a.	IRS Transportation Standards, Ownership Costs	\$				
	b.	Average Monthly Payment for any debts secured by Vehicle 2, as stated in Line 47	\$				
	c.	Net ownership/lease expense for Vehicle 2	Subtract Line b from Line a	\$			
30	feder	er Necessary Expenses: taxes. Enter the total average monthly expense, state, and local taxes, other than real estate and sales taxes, such as a social-security taxes, and Medicare taxes. Do not include real estate	income taxes, self-employment	\$			
31	dedu	er Necessary Expenses: involuntary deductions for employment. Expenses to the state of the state	ement contributions, union dues,	\$			
32	for te	er Necessary Expenses: life insurance. Enter total average monthly perm life insurance for yourself. Do not include premiums for insurance le life or for any other form of insurance.		\$			
33	requi	er Necessary Expenses: court-ordered payments. Enter the total mored to pay pursuant to the order of a court or administrative agency, statests. Do not include payments on past due obligations included in	uch as spousal or child support	\$			
34	Other Necessary Expenses: education for employment or for a physically or mentally challenged						
35	Other Necessary Expenses: childcare. Enter the total average monthly amount that you actually expend						
36	Other Necessary Expenses: health care. Enter the total average monthly amount that you actually award on health care that is required for the health and walfare of yourself or your dependents, that is not						
37	Other Necessary Expenses: telecommunication services. Enter the total average monthly amount that you actually pay for telecommunication services other than your basic home telephone and cell phone						

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# Case:13-09661-ESL13 Doc#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 Desc: Main Document Page 10 of 41

BZZC (	322C (Official Form 22C) (Chapter 13) (04/13)							
38	Total Expenses Allowed under IRS Standards. Enter the total	of Lines 24 through 37.	\$					
	Subpart B: Additional Expense Deductions under § 707(b)  Note: Do not include any expenses that you have listed in Lines 24-37							
	<b>Health Insurance, Disability Insurance, and Health Savings A</b> expenses in the categories set out in lines a-c below that are reaso spouse, or your dependents.							
	a. Health Insurance	\$						
	b. Disability Insurance	\$						
39	c. Health Savings Account	\$						
	Total and enter on Line 39		\$					
	If you do not actually expend this total amount, state your actual total average monthly expenditures in the space below:							
	\$							
40	Continued contributions to the care of household or family members. Enter the total average actual monthly expenses that you will continue to pay for the reasonable and necessary care and support of an elderly, chronically ill, or disabled member of your household or member of your immediate family who is unable to pay for such expenses. Do not include payments listed in Line 34.							
41	Protection against family violence. Enter the total average reasonably necessary monthly expenses that you actually incur to maintain the safety of your family under the Family Violence Prevention and Services Act or other applicable federal law. The nature of these expenses is required to be kept confidential by the court.							
42	Home energy costs. Enter the total average monthly amount, in excess of the allowance specified by IRS  Local Standards for Housing and Utilities, that you actually expend for home energy costs. You must							
43	Education expenses for dependent children under 18. Enter the total average monthly expenses that you actually incur, not to exceed \$156.25 per child, for attendance at a private or public elementary or							
44	is reasonable and necessary and not already accounted for in the IRS Standards.  Additional food and clothing expense. Enter the total average monthly amount by which your food and clothing expenses exceed the combined allowances for food and clothing (apparel and services) in the IRS National Standards, not to exceed 5% of those combined allowances. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) You must demonstrate that the additional amount claimed is reasonable and necessary.							
45	Charitable contributions. Enter the amount reasonably necessar charitable contributions in the form of cash or financial instrument in 26 U.S.C. § 170(c)(1)-(2). Do not include any amount in excincome.	its to a charitable organization as defined	\$					

**Total Additional Expense Deductions under § 707(b).** Enter the total of Lines 39 through 45.

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### Document Page 11 of 41 **B22C** (Official Form 22C) (Chapter 13) (04/13) **Subpart C: Deductions for Debt Payment Future payments on secured claims.** For each of your debts that is secured by an interest in property that you own, list the name of the creditor, identify the property securing the debt, state the Average Monthly Payment, and check whether the payment includes taxes or insurance. The Average Monthly Payment is the total of all amounts scheduled as contractually due to each Secured Creditor in the 60 months following the filing of the bankruptcy case, divided by 60. If necessary, list additional entries on a separate page. Enter the total of the Average Monthly Payments on Line 47. Average Does payment 47 Monthly include taxes or Name of Creditor Property Securing the Debt Payment insurance? \$ yes no \$ b. yes no yes no Total: Add lines a, b and c. \$ Other payments on secured claims. If any of debts listed in Line 47 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents. you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 47, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page. 48 1/60th of the Name of Creditor Property Securing the Debt Cure Amount \$ a. \$ b. \$ Total: Add lines a, b and c. \$ Payments on prepetition priority claims. Enter the total amount, divided by 60, of all priority claims, 49 such as priority tax, child support and alimony claims, for which you were liable at the time of your bankruptcy filing. Do not include current obligations, such as those set out in Line 33. \$ Chapter 13 administrative expenses. Multiply the amount in Line a by the amount in Line b, and enter the resulting administrative expense. Projected average monthly Chapter 13 plan payment. \$ Current multiplier for your district as determined under schedules issued by the Executive Office for United States 50 Trustees. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) X Total: Multiply Lines a Average monthly administrative expense of Chapter 13 and b \$ 51 Total Deductions for Debt Payment. Enter the total of Lines 47 through 50.

**Subpart D: Total Deductions from Income** 

**Total of all deductions from income.** Enter the total of Lines 38, 46, and 51.

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Date: **November 20, 2013** 

# Part V. DETERMINATION OF DISPOSABLE INCOME UNDER § 1325(b)(2) \$ 53 **Total current monthly income.** Enter the amount from Line 20. **Support income.** Enter the monthly average of any child support payments, foster care payments, or 54 disability payments for a dependent child, reported in Part I, that you received in accordance with applicable nonbankruptcy law, to the extent reasonably necessary to be expended for such child. \$ Qualified retirement deductions. Enter the monthly total of (a) all amounts withheld by your employer from wages as contributions for qualified retirement plans, as specified in § 541(b)(7) and (b) all required 55 repayments of loans from retirement plans, as specified in § 362(b)(19). \$ \$ 56 **Total of all deductions allowed under § 707(b)(2).** Enter the amount from Line 52. **Deduction for special circumstances.** If there are special circumstances that justify additional expenses for which there is no reasonable alternative, describe the special circumstances and the resulting expenses in lines a-c below. If necessary, list additional entries on a separate page. Total the expenses and enter the total in Line 57. You must provide your case trustee with documentation of these expenses and you must provide a detailed explanation of the special circumstances that make such expenses necessary and reasonable. Amount of 57 Nature of special circumstances expense \$ \$ b. \$ Total: Add Lines a, b, and c \$ Total adjustments to determine disposable income. Add the amounts on Lines 54, 55, 56, and 57 and 58 enter the result. \$ 59 Monthly Disposable Income Under § 1325(b)(2). Subtract Line 58 from Line 53 and enter the result. Part VI. ADDITIONAL EXPENSE CLAIMS Other Expenses. List and describe any monthly expenses, not otherwise stated in this form, that are required for the health and welfare of you and your family and that you contend should be an additional deduction from your current monthly income under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. All figures should reflect your average monthly expense for each item. Total the expenses. Expense Description Monthly Amount 60 \$ \$ b. \$ c. Total: Add Lines a, b and c **Part VII. VERIFICATION** I declare under penalty of perjury that the information provided in this statement is true and correct. (If this a joint case, both debtors must sign.) 61 Date: **November 20, 2013** Signature: /s/ LUIS E DIAZ CLAUDIO

Signature: /s/ JOHANNA ALEJANDRO MONTANEZ

(Debtor)

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United States Bankruptcy Court District of Puerto Rico						Voluntary Petition				
Name of Debtor (if individual, enter Last, First, Middle): DIAZ CLAUDIO, LUIS E				Name of Joint Debtor (Spouse) (Last, First, Middle):  ALEJANDRO MONTANEZ, JOHANNA						
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):						e Joint Debtor in trade names)		years		
Last four digits of Soc. Sec. or Individual-Taxpayer 1 (if more than one, state all): 1138	I.D. (ITIN) /Co	omplete EIN	Last four d			or Individual-T <b>5667</b>	axpayer I.D	O. (ITIN) /Complete EIN		
Street Address of Debtor (No. & Street, City, State & HC 03 BOX 41362 CAGUAS, PR	& Zip Code):		Street Add HC 3 BO	X 41362		or (No. & Stree	et, City, Sta	te & Zip Code):		
CAGGAG, TIX	ZIPCODE (	0725		, , , ,			2	ZIPCODE <b>00725</b>		
County of Residence or of the Principal Place of Bus <b>Caguas</b>	siness:		County of Caguas	Residence	e or of th	ne Principal Plac	ce of Busin	ess:		
Mailing Address of Debtor (if different from street a TOMAS DE CASTRO 2 CARR 183 KM 4.9 HC9	ddress)		TOMAS DE CARR 183 K	CASTRO 2 M 4.9 HC9		ebtor (if differen	nt from stree	et address):		
CAGUAS, PR	ZIPCODE (	0725	CAGUAS, P	ĸ			2	ZIPCODE <b>00725</b>		
Location of Principal Assets of Business Debtor (if o	lifferent from	street address	above):							
							2	ZIPCODE		
Type of Debtor (Form of Organization)			f Business one box.)					Code Under Which Check one box.)		
(Check <b>one</b> box.)  ☐ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP)  ☐ Partnership  ☐ Other (If debtor is not one of the above entities,										
check this box and state type of entity below.)	Clearin	g Bank		Nature of Debts						
Chapter 15 Debtor				(Check one box.)  ✓ Debts are primarily consumer □ Debts are						
Country of debtor's center of main interests:			npt Entity	<b>Entity</b> debts, defined in		ts, defined in 1	1 U.S.C.	business debts.		
Each country in which a foreign proceeding by, regarding, or against debtor is pending:	Title 2	is a tax-exen	ed States Code (t	organization under individual primarily tates Code (the personal, family, or			ly for a			
Filing Fee (Check one box)	•				Chap	oter 11 Debtors	6			
☐ Full Filing Fee attached ☐ Filing Fee to be paid in installments (Applicable to only). Must attach signed application for the court consideration certifying that the debtor is unable to except in installments. Rule 1006(b). See Official	's o pay fee	Debto	or is a small busing is not a small busing is not a small busing is aggregate nonco	a small business debtor as defined in 11 U.S.C. § 101(51D).  not a small business debtor as defined in 11 U.S.C. § 101(51D).  gregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less 1,925 (amount subject to adjustment on 4/01/16 and every three years thereafter).						
Filing Fee waiver requested (Applicable to chapte only). Must attach signed application for the court consideration. See Official Form 3B.	Il applicable box n is being filed w otances of the pla	applicable boxes:  is being filed with this petition ances of the plan were solicited prepetition from one or more classes of creditors, in ance with 11 U.S.C. § 1126(b).				1				
Statistical/Administrative Information Debtor estimates that funds will be available for Debtor estimates that, after any exempt property distribution to unsecured creditors.				id, there v	vill be n	o funds availabl	le for	THIS SPACE IS FOR COURT USE ONLY		
Estimated Number of Creditors		) 001- ,000	10,001- 25,000	25,001- 50,000	,	50,001- 100,000	Over 100,000			
Estimated Assets  So to \$50,001 to \$100,001 to \$500,001 to \$1,000 \$100,000		0,000,001	\$50,000,001 to \$100 million	\$100,000 to \$500		\$500,000,001 to \$1 billion	More than \$1 billion			
Estimated Liabilities		0,000,001	\$50,000,001 to \$100 million		,	\$500,000,001 to \$1 billion	More than	1		

B1 (Official Form 1) (04/13)	Page 14 of 41	17.33.31 Desc. Maiii Page 2		
oluntary Petition Name of Debtor(s):				
(This page must be completed and filed in every case)				
All Prior Bankruptcy Case Filed Within Last		· · · · · · · · · · · · · · · · · · ·		
Location Where Filed: SAN JUAN PUERTO RICO	Case Number: <b>12-4134</b>	Date Filed: <b>2012</b>		
Location Where Filed: N/A	Case Number:	Date Filed:		
Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet)				
Name of Debtor: None	Case Number:	Date Filed:		
District:	Relationship:	Judge:		
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	whose debts are primarily consumer debts.)			
	X /s/ Jose M Prieto Carball Signature of Attorney for Debtor(s)	Jo, Esq 11/20/13  Date		
Yes, and Exhibit C is attached and made a part of this petition.  No  Exhi  (To be completed by every individual debtor. If a joint petition is filed, ea  Exhibit D completed and signed by the debtor is attached and ma	ach spouse must complete and attach	ch a separate Exhibit D.)		
Exhibit D also completed and signed by the joint debtor is attached	ed a made a part of this petition.			
Information Regardin (Check any ap  Check any ap  Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180  There is a bankruptcy case concerning debtor's affiliate, general p  Debtor is a debtor in a foreign proceeding and has its principal pl  or has no principal place of business or assets in the United States I  in this District, or the interests of the parties will be served in reg	oplicable box.) of business, or principal assets in the days than in any other District. coartner, or partnership pending in tace of business or principal assets in out is a defendant in an action or pro-	this District. in the United States in this District, occeding [in a federal or state court]		
Certification by a Debtor Who Resides as a Tenant of Residential Property  (Check all applicable boxes.)  Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)				
(Name of landlord that	nt obtained judgment)			
(Address o	f landlord)			
☐ Debtor claims that under applicable nonbankruptcy law, there are the entire monetary default that gave rise to the judgment for possible.				
Debtor has included in this petition the deposit with the court of filing of the petition.	any rent that would become due du	ring the 30-day period after the		
	· · · · · · (11 H C C + 2(2(1))	!		

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**Voluntary Petition** 

(This page must be completed and filed in every case)

Name of Debtor(s):

DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANI

# **Signatures**

## Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

# X /s/ LUIS E DIAZ CLAUDIO

Signature of Debtor

**LUIS E DIAZ CLAUDIO** 

# X /s/JOHANNA ALEJANDRO MONTANEZ

Signature of Joint Debtor

**JOHANNA ALEJANDRO MONTANEZ** 

Telephone Number (If not represented by attorney)

November 20, 2013

# Signature of Attorney\*

# X /s/ Jose M Prieto Carballo, Esq

Signature of Attorney for Debtor(s)

Jose M Prieto Carballo, Esq 225806 Jose Prieto PO BOX 363565 San Juan, PR 00936-3565 (787) 607-2066 Fax: (787) 607-2166 jpc@jpclawpr.com

# November 20, 2013

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

## Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

## Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only **one** box.)

- ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
- ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of	Foreign Repres	sentative	
Printed Nam	e of Foreign Re	epresentative	

Date

### **Signature of Non-Attorney Petition Preparer**

I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); and 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

V	
$\boldsymbol{\wedge}$	
	-
	- 12

Signature

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

**District of Puerto Rico** 

IN RE:	Case No
DIAZ CLAUDIO, LUIS E	Chapter 13
Debtor(s)	

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so you are not eligible to file a bent muntay case, and the court can dismiss any case you do file. If that benness, you will less

whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismiss and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra ste to stop creditors' collection activities.	sed
Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Che one of the five statements below and attach any documents as directed.	?ck
1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.	in
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must fa copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.	in file
□ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the sev days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]	
If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days aft you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a co of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of yo case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case m also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a crec counseling briefing.  4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by motion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapal of realizing and making rational decisions with respect to financial responsibilities.);  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, participate in a credit counseling briefing in person, by telephone, or through the Internet.);	py our ay dit
Active military duty in a military combat zone.	/1. \
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 1090 does not apply in this district.	(n)

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor:	/s/ LUIS E DIAZ CLAUDIO
•	

Date: **November 20, 2013** 

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Certificate Number: 02114-PR-CC-022294266



02114-PR-CC-022294266

# **CERTIFICATE OF COUNSELING**

I CERTIFY that on November 20, 2013, at 04:01 o'clock PM EST, LUIS A DIAZ received from CredAbility, an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the District of Puerto Rico, an individual [or group] briefing (including a briefing conducted by telephone or on the internet) that complied with the provisions of 11 U.S.C. §§ 109(h) and 111. A debt repayment plan was not prepared. If a debt repayment plan was prepared, a copy of the debt repayment plan is attached to this certificate. This counseling session was conducted by internet.

Date: November 20, 2013 By: /s/Ranja Bhardwaj

Name: Ranja Bhardwaj

Title: Counselor

Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy code are required to file within the United States Bankruptcy Court a complete certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521 (b).

# 

**District of Puerto Rico** 

IN RE:	Case No
ALEJANDRO MONTANEZ, JOHANNA	Chapter 13
Debtor(s)	

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot

do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.
Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.
1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
☐ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]
If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); ☐ Active military duty in a military combat zone.
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ JOHAN	NA ALEIANDRO MONTANEZ	
Digitature of Debtor. 13/ JOHAN	IN ALLUANDING MIGHTANLE	

Date: **November 20, 2013** 

# B6 Summary (Form 2 - 09661 F.S.L.13 Doc#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 Desc: Main Document Page 19 of 41 United States Bankruptcy Court

**District of Puerto Rico** 

IN RE:	Case No	
DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA	Chapter 13	
Debtor(s)	<u> </u>	

# **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 100,000.00		
B - Personal Property	Yes	3	\$ 7,470.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 74,827.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		\$ 19,014.70	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 1,456.88
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$ 1,356.88
	TOTAL	14	\$ 107,470.00	\$ 93,841.70	

# Form 6 - Classe: 13-096612 FSL13 Doc#:1 Filed: 11/20/13 Entered: 11/20/13 17:33:31 Desc: Main Document Page 20 of 41 **United States Bankruptcy Court**

**District of Puerto Rico** 

IN RE:	Case No.
DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA	Chapter 13
Debtor(s)	•

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 0.00

# State the following:

Average Income (from Schedule I, Line 16)	\$ 1,456.88
Average Expenses (from Schedule J, Line 18)	\$ 1,356.88
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C	
Line 20)	\$ 1,289.75

# **State the following:**

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 19,014.70
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 19,014.70

B6A (Official Form 6A) (1206) 1-ESL13 Doc#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 Desc: Mair Document Page 21 of 41

IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Case No.

(If known)

Debtor(s)

# **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
RESIDENCIAL PROPERTY LOCATED IN BO TOMAS DE CASTRO II, IN CAGAUSPUERTO RICO THE SAID PROPERTY HAS 3 BEDROOMS AND 1 BATHROOM. THE SAME IF FINANCED WITH BPPR		J	100,000.00	74,827.00

TOTAL

100,000.00

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IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Case No.

(If known)

Debtor(s)

# **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

				-	
	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.		CASH	J	10.00
2.	Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		CHECKING	J	10.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, include audio, video, and computer equipment.		HOUSEHOLD GOODS	J	2,200.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6.	Wearing apparel.		WEARINGAPPAREL	J	1,500.00
7.	Furs and jewelry.		JEWELRY	J	750.00
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	Annuities. Itemize and name each issue.	X			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			

B6B (Official Form B) 09661 ESL13 Doc#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 Desc: Main

IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

\_ Case No. \_

Debtor(s)

(If known)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	Х			
16.	Accounts receivable.	X			
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	Х			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.		FORD EXPLORER 2000	J	3,000.00
26.	Boats, motors, and accessories.	X			
	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	X			
30.	Inventory.	X			
	Animals.	X			
	Crops - growing or harvested. Give particulars.	X			
	Farming equipment and implements.	X			
34.	Farm supplies, chemicals, and feed.	Х			

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\_\_ Case No. \_

Debtor(s)

(If known)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

		TO	ΓAL	7,470.00
35. Other personal property of any kind not already listed. Itemize.	X		Н	
TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
			, .	

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\_\_\_ Case No.

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# SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under:

Check if debtor claims a homestead exemption that exceeds \$155,675. \*

(If known)

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

SCHEDULE A - REAL PROPERTY         RESIDENCIAL PROPERTY LOCATED IN BO         TOMAS DE CASTRO II, IN         CAGAUSPUERTO RICO THE SAID         PROPERTY HAS 3 BEDROOMS AND 1         BATHROOM. THE SAME IF FINANCED         WITH BPPR         SCHEDULE B - PERSONAL PROPERTY         CASH       11 USC § 522(d)(5)       10.00         CHECKING       11 USC § 522(d)(5)       10.00         HOUSEHOLD GOODS       11 USC § 522(d)(3)       2,200.00       2,20         WEARINGAPPAREL       11 USC § 522(d)(3)       1,500.00       1,50         JEWELRY       11 USC § 522(d)(4)       750.00       75	DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING
RESIDENCIAL PROPERTY LOCATED IN BO TOMAS DE CASTRO II, IN CAGAUSPUERTO RICO THE SAID PROPERTY HAS 3 BEDROOMS AND 1 BATHROOM. THE SAME IF FINANCED WITH BPPR  SCHEDULE B - PERSONAL PROPERTY CASH CHECKING 11 USC § 522(d)(5) 10.00 CHECKING HOUSEHOLD GOODS 11 USC § 522(d)(3) WEARINGAPPAREL 11 USC § 522(d)(3) 11 USC § 522(d)(4) 11 USC § 522(d)(4) 11 USC § 522(d)(5) 1500.00 1500	SCHEDULE A - REAL PROPERTY			EXEMPTIONS
CASH       11 USC § 522(d)(5)       10.00         CHECKING       11 USC § 522(d)(5)       10.00         HOUSEHOLD GOODS       11 USC § 522(d)(3)       2,200.00       2,20         WEARINGAPPAREL       11 USC § 522(d)(3)       1,500.00       1,50         JEWELRY       11 USC § 522(d)(4)       750.00       75	RESIDENCIAL PROPERTY LOCATED IN BO TOMAS DE CASTRO II, IN CAGAUSPUERTO RICO THE SAID PROPERTY HAS 3 BEDROOMS AND 1 BATHROOM. THE SAME IF FINANCED	11 USC § 522(d)(1)	25,173.00	100,000.00
CHECKING       11 USC § 522(d)(5)       10.00         HOUSEHOLD GOODS       11 USC § 522(d)(3)       2,200.00       2,20         WEARINGAPPAREL       11 USC § 522(d)(3)       1,500.00       1,50         JEWELRY       11 USC § 522(d)(4)       750.00       75	SCHEDULE B - PERSONAL PROPERTY			
HOUSEHOLD GOODS       11 USC § 522(d)(3)       2,200.00       2,20         WEARINGAPPAREL       11 USC § 522(d)(3)       1,500.00       1,50         JEWELRY       11 USC § 522(d)(4)       750.00       75	CASH	11 USC § 522(d)(5)	10.00	10.00
WEARINGAPPAREL       11 USC § 522(d)(3)       1,500.00       1,50         JEWELRY       11 USC § 522(d)(4)       750.00       75	CHECKING	11 USC § 522(d)(5)	10.00	10.00
WEARINGAPPAREL       11 USC § 522(d)(3)       1,500.00       1,50         JEWELRY       11 USC § 522(d)(4)       750.00       75	HOUSEHOLD GOODS	11 USC § 522(d)(3)	2,200.00	2,200.00
JEWELRY 11 USC § 522(d)(4) 750.00 75			1,500.00	1,500.00
				750.00
				3,000.00

<sup>\*</sup> Amount subject to adjustment on 4/1/16 and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Case No.

Debtor(s)

(If known)

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. <b>71010014886546</b>		J	Mortgage account opened 2/07				74,827.00	
Banco Popular De Puert Gpo Box 3229 San Juan, PR 00936			VALUE \$ 100,000.00	_				
ACCOUNT NO.			VALUE \$					
ACCOUNT NO.			VALUE \$					
ACCOUNT NO.			VALUE \$					
<b>0</b> continuation sheets attached			(Total of th	is p		e)	\$ 74,827.00	\$
			(Use only on la		Tota page	e)	\$ <b>74,827.00</b> (Report also on	\$ (If applicable, report

(Report also or Summary of Schedules.) (If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

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IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Case No.

Debtor(s)

(If known)

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

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Report the total of amounts <u>not</u> entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to prior listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also the Statistical Summary of Certain Liabilities and Related Data.	
Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.	
TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)	
Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in U.S.C. § 507(a)(1).	
Extensions of credit in an involuntary case  Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).	ıe
Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$12,475* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).	
Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).	ne
Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$6,150* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).	
Deposits by individuals Claims of individuals up to \$2,775* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, the were not delivered or provided. 11 U.S.C. § 507(a)(7).	at
Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).	
Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governor of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9)	
Claims for Death or Personal Injury While Debtor Was Intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohola drug, or another substance. 11 U.S.C. § 507(a)(10).	ol,
* Amounts are subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.	
• continuation sheets attached	

B6F (Official Form 6F) (12/67) 1-ESL13 Doc#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 Desc: Main Document Page 28 of 41

IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Case No.

Debtor(s) (If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>9617371000</b>		J	UTILITY BILLS	П	П	П	
AEE P OBOX 364267 SANJUAN, PR 00936							518.70
ACCOUNT NO. <b>113237539</b>		Н	Open account opened 10/11	П	П	П	
Asset Acceptance Llc Po Box 1630 Warren, MI 48090							1,748.00
ACCOUNT NO.		J		П	П	П	
BORINQUEN TITLE LOAN 930 AVE CAMPO RICO COUNTRY CLUB CAROLINA, PR 00924							1,000.00
ACCOUNT NO. <b>10584486</b>		Н	Open account opened 2/04	П	П	П	
Centennial Po Box 71514 San Juan, PR 00936							928.00
2 continuation sheets attached				Sub			<b>\$ 4,194.70</b>
Continuation sheets attached			(Total of th	_	age Fota	t	ф <b>т</b> , 13 <b>т. 10</b>
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules and, if applicable, on the St Summary of Certain Liabilities and Related	also	o oı tica	n al	\$

Debtor(s)

B6F (Official Form of 10,026,61 CESL13 Doc#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Case No.

(If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 104786718403633		Н	Open account opened 6/08			H	
Claro Po Box 360998 San Juan, PR 00936							117.00
ACCOUNT NO. <b>319831080313</b>		Н	Installment account opened 3/08			H	117100
Coop A/c Del Valencian Pob 1510 Juncos, PR 00777			<b>,</b>				2 489 00
ACCOUNT NO.		J				H	3,488.00
COOP A/C DEL VALENCIANO Calle 31 Km 24 5 Ceiba Norte JUNCOS, PR 00777							4 94 4 00
ACCOUNT NO. <b>28061154</b>		Н	Installment account opened 2/08				4,814.00
First Federal Savings Priscilla Reyes San Juan, PR 00908							
ACCOUNT NO. <b>7030965870</b>		Н	Open account opened 3/09				4,526.00
Pr Telephone Pob 70239 San Juan, PR 00936			open account opened cros				447.00
ACCOUNT NO. <b>7461342938</b>		w	Open account opened 11/05				117.00
Pr Telephone Pob 70239 San Juan, PR 00936							
1 GGOVD WOVE CO25255229547042		ш	Povelving account appead 6/09			_	87.00
ACCOUNT NO. 6035365238517943  Radio/cbna Po Box 6497  Sioux Falls, SD 57117		H	Revolving account opened 6/08				
Sheet no1 of2 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of t	Sub his p		- 1	552.00 \$ 13,701.00
			(Use only on last page of the completed Schedule F. Reporthe Summary of Schedules, and if applicable, on the Summary of Certain Liabilities and Relate	t als tatis	tica	n al	\$

IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Debtor(s)

Case No. (If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

			Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>593751490</b>		Н	Open account opened 7/08	П		П	
T MOBILE 654 AVE MUNOZ RIVERA SUITE 2000 SAN JUAN, PR 00918	-						490.00
ACCOUNT NO. <b>761653432</b>		Н	Open account opened 5/10	H		П	
T MOBILE 654 AVE MUNOZ RIVERA SUITE 2000 SAN JUAN, PR 00918	-						415.00
ACCOUNT NO. 2801506870		w	Revolving account opened 9/08	H		Н	
Wfnnb/marian Po Box 182789 Columbus, OH 43218	-						214.00
ACCOUNT NO.	-						
ACCOUNT NO.	•						
ACCOUNT NO.							
ACCOUNT NO.	-						
Sheet no. 2 of 2 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of th	Subi			\$ 1,119.00
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules, and if applicable, on the St Summary of Certain Liabilities and Relate	also	tica	n al	<b>\$ 19,014.70</b>

B6G (Official Ferm 3G)(1206)1-ESL13	Doc#:1 Filed:11/20/13 Entered:11/	20/13 17:33:31
IN RE DIAZ CLAUDIO, LUIS E & AL	Document Page 31 of 41 EJANDRO MONTANEZ, JOHANNA  Debtor(s)	Case No
SCHEDULE (	G - EXECUTORY CONTRACTS AND UN	EXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each

lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Desc: Main

(If known)

**✓** Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

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вен (Official Ferni 3 п 09661-ESL13	Doc#:1	Filed:11/20/13	Entered:11/2	20/13 17:33:31
, , ,		Document Pac	ie 32 of 41	
IN RE DIAZ CLAUDIO, LUIS E & AL	EJANDRO	MONTANEZ, JOHAN	NA	_ Case No
	Debto	or(s)		
	S	CHEDULE H - CO	DEBTORS	
Provide the information requested concerning a of creditors. Include all guarantors and co-signers				
California, Idaho, Louisiana, Nevada, New Mexic	*		,	v 1

(If known)

Desc: Main

# HEDULE H - CODEBTORS

ry, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules ides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, exas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

BGI (OffiCase: 13-09661-ESL13	Doc#:1	Filed:11/20/1	3 Entered:11/20/13 17:33:31	Desc: Main
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IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Case No.

Debtor(s)

(If known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

Debtor's Marital Status		DEPENDENTS O	F DEBTOR AND	SPOU	SE		
Married		RELATIONSHIP(S):				AGE(S)	):
EMPLOYMENT:		DEBTOR			SPOUSE		
		DEDIOR			SPOUSE		
Occupation Name of Employer How long employed Address of Employer	CENTRAL DR 2 years AVE JESUS T SAN JUAN, P	Γ PINEIRO #1304					
INCOME: (Estima	te of average o	r projected monthly income at time case filed)			DEBTOR		SPOUSE
		alary, and commissions (prorate if not paid mor	nthly)	\$	1,289.75	\$	
2. Estimated month	ly overtime			\$	4 000 ==	<u>\$</u>	
3. SUBTOTAL 4. LESS PAYROLI	DEDUCTION	A C		\$	1,289.75	<u>\$</u>	0.00
a. Payroll taxes at				\$	72.87	\$	
b. Insurance	ia Bociai Becai	n,		\$ 		\$	
c. Union dues				\$		\$	
d. Other (specify)				\$		\$	
				\$		\$	
5. SUBTOTAL OI	F PAYROLL I	DEDUCTIONS		\$	72.87	\$	0.00
6. TOTAL NET M	ONTHLY TA	KE HOME PAY		\$	1,216.88	\$	0.00
7. Regular income	From operation	of business or profession or farm (attach detail	ed statement)	\$		\$	
8. Income from real	property	•		\$		\$	
9. Interest and divid				\$		\$	
		ort payments payable to the debtor for the debt	or's use or			_	
that of dependents l				\$		\$	
11. Social Security				¢.		¢	
(Specify)				ф —		ф ——	
12. Pension or retir	ement income			\$ 		φ —	
13. Other monthly i				Ψ —		Ψ ——	
(Specify) Chistm				\$	50.00	\$	
	ENEFITS			\$	190.00		
				\$		\$	
14. SUBTOTAL C	F LINES 7 TH	HROUGH 13		\$	240.00	\$	
15. AVERAGE M	ONTHLY INC	<b>COME</b> (Add amounts shown on lines 6 and 14)	)	\$	1,456.88	\$	0.00
		ONTHLY INCOME: (Combine column totals otal reported on line 15)	from line 15;		\$	1,456	.88

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Page 34 of 41

Case No.

Debtor(s)

(If known)

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made biweekly,
quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed
on Form22A or 22C.

Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home)	\$ 535.00
a. Are real estate taxes included? Yes No _	
b. Is property insurance included? Yes No ✓	
2. Utilities:	
a. Electricity and heating fuel	\$ 85.00
b. Water and sewer	\$ 30.00
c. Telephone	\$ 0.00
d. Other CELL PHONE	\$ 65.00
	\$
3. Home maintenance (repairs and upkeep)	\$ 0.00
4. Food	\$ 350.00
5. Clothing	\$ 16.88
6. Laundry and dry cleaning	\$ 15.00
7. Medical and dental expenses	\$ 15.00
8. Transportation (not including car payments)	\$ 100.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$ 0.00
10. Charitable contributions	\$ 0.00
11. Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's	\$ 0.00
b. Life	\$ 0.00
c. Health	\$ 0.00
d. Auto	\$ 0.00
e. Other	\$
	\$
12. Taxes (not deducted from wages or included in home mortgage payments)	
(Specify)	\$
	\$
13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)	
a. Auto	\$ 0.00
b. Other	\$
	\$
14. Alimony, maintenance, and support paid to others	\$ 0.00
15. Payments for support of additional dependents not living at your home	\$ 0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$ 0.00
17. Other PERSONAL HYGIENE	\$ 35.00
VEHICLE EXPENSE	\$ 35.00
FOOD OUT OF HOME	\$ 75.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if	
applicable, on the Statistical Summary of Certain Liabilities and Related Data.	\$ 1,356.88

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document: None

# 20. STATEMENT OF MONTHLY NET INCOME

a. Average monthly income from Line 15 of Schedule I	\$ 1,456.88
b. Average monthly expenses from Line 18 above	\$1,356.88
c. Monthly net income (a. minus b.)	\$ 100.00

B6 Declaration (Official Form 6 - Declaration) (12/05)#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 Desc: Mai Document Page 35 of 41

IN RE DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA

Case No.

Debtor(s)

(If known)

(Print or type name of individual signing on behalf of debtor)

# DECLARATION CONCERNING DEBTOR'S SCHEDULES

# DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of **16** sheets, and that they are true and correct to the best of my knowledge, information, and belief. Signature: /s/ LUIS E DIAZ CLAUDIO Date: **November 20, 2013** Debtor **LUIS E DIAZ CLAUDIO Date: November 20, 2013** Signature: /s/ JOHANNA ALEJANDRO MONTANEZ (Joint Debtor, if any) **JOHANNA ALEJANDRO MONTANEZ** [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Address Signature of Bankruptcy Petition Preparer Date Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual: If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person. A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156. DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the \_\_ (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief.

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

### B7 (Official Form 1) (04/13) 61-ESL13 Doc#:1 Filed:11/20/13 Entered:11/20/13 17:33:31 Desc: Main Document Page 36 of 41 **United States Bankruptcy Court**

**District of Puerto Rico** 

IN RE:	Case No
DIAZ CLAUDIO, LUIS E & ALEJANDRO MONTANEZ, JOHANNA	Chapter 13
Debtor(s)	•

## STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 -25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any persons in control of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101(2),(31).

## 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

# 2. Income other than from employment or operation of business

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE 12,038.00 2009 6,614.00 2010 15.477.00 2011

# 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	Case:13-09661-ESL1		iled:11/20/13 cument Pag			1 Desc: Main
None	b. Debtor whose debts are not proposed in the commencement of \$6,255.* If the debtor is an individual obligation or as part of an alternate debtors filing under chapter 12 or is filed, unless the spouses are seen	rimarily consumer def f the case unless the ridual, indicate with a tive repayment schedu or chapter 13 must inc	ebts: List each paym aggregate value of a un asterisk (*) any pa ule under a plan by an clude payments and o	ent or other tra ill property that syments that we approved non	nsfer to any creditor made t constitutes or is affecte are made to a creditor on profit budgeting and cred	d by such transfer is less than account of a domestic support it counseling agency. (Married
	* Amount subject to adjustment of	on 4/01/16, and every	three years thereaft	er with respect	to cases commenced on c	or after the date of adjustment.
None	c. All debtors: List all payments who are or were insiders. (Marrida joint petition is filed, unless the	ed debtors filing unde	er chapter 12 or chap	ter 13 must inc		
4. Sui	ts and administrative proceedin	ıgs, executions, garn	ishments and attac	hments		
None	a. List all suits and administrativ bankruptcy case. (Married debto not a joint petition is filed, unles	rs filing under chapte	er 12 or chapter 13 n	nust include inf	ormation concerning eith	
AND	TION OF SUIT CASE NUMBER P A/C DEL VALENCIANO	NATURE OF PROMONEY COLECT		COURT OR A AND LOCAT CAGUAS		STATUS OR DISPOSITION JUDGEMENT
None	b. Describe all property that has the commencement of this case. or both spouses whether or not a	(Married debtors fili	ng under chapter 12	or chapter 13 i	must include information	concerning property of either
BENE COO Calle	E AND ADDRESS OF PERSON EFIT PROPERTY WAS SEIZED P A/C DEL VALENCIANO 31 Km 24 5 Ceiba Norte COS, PR 00777		DATE OF SEIZUI <b>4/25/2012</b>	RE	DESCRIPTION AND V OF PROPERTY <b>168.32</b>	ALUE
5. Re <sub>l</sub>	oossessions, foreclosures and ref	turns				
None	List all property that has been rep the seller, within <b>one year</b> imme include information concerning p joint petition is not filed.)	ediately preceding the	e commencement of	this case. (Mar	ried debtors filing under	chapter 12 or chapter 13 must

# 6. Assignments and receiverships

None
a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case.

(Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

## 7. Gifts

None List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 8. Losses

None List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

## 9. Payments related to debt counseling or bankruptcy

None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

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PAYOR IF OTHER THAN DEBTOR

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

286.00

NAME AND ADDRESS OF PAYEE JPC LAW OFFICE PO BOX 363565 SAN JUAN, PR 00936

**FILING FEE** 

JPC LAW OFFICE 19.00 PO BOX 363565

SAN JUAN, PR 00936

**ATTORNEY FEES** 

JPC LAW OFFICE 50.00

PO BOX 363565 SAN JUAN, PR 00936

CCC

### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

### 12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

## 13. Setoffs

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

# 14. Property held for another person

 $\checkmark$ 

List all property owned by another person that the debtor holds or controls.

# 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

# 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case,

identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

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### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

 $\checkmark$ 

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

 $\checkmark$ 

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

### 18. Nature, location and name of business

a. If the debtor is an individual, list the names, addresses, taxpaver-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

 $\checkmark$ 

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date: <b>November 20, 2013</b>	Signature /s/ LUIS E DIAZ CLAUDIO	
	of Debtor	LUIS E DIAZ CLAUDIO
Date: <b>November 20, 2013</b>	Signature /s/ JOHANNA ALEJANDRO MONT	TANEZ
	of Joint Debtor	JOHANNA ALEJANDRO MONTANEZ
	(if any)	
	<b>0</b> continuation pages attached	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

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IN RE:		Case No.
DIAZ CLAUDIO, LUIS E & ALEJA	,	Chapter 13
	Debtor(s)	
	VERIFICATION OF CREDITO	R MATRIX
The above named debtor(s) here	by verify(ies) that the attached matrix listin	g creditors is true to the best of my(our) knowledge.
•		
Datas Navambar 20, 2012	Ciamatura /a/1100 E DIAZ OLAUDIO	
Date: <b>November 20, 2013</b>	Signature: /s/ LUIS E DIAZ CLAUDIO LUIS E DIAZ CLAUDIO	Debtor
		Becom
Date: <b>November 20, 2013</b>	Signature: /s/ JOHANNA ALEJANDR	RO MONTANEZ
	JOHANNA ALEJANDRO I	<b>MONTANEZ</b> Joint Debtor, if any

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DIAZ CLAUDIO, LUIS E TOMAS DE CASTRO 2 CARR 183 KM 4.9 HC9 CAGUAS, PR 00725 Document Page 41 of 41 COOP A/C DEL VALENCIANO Calle 31 Km 24 5 Ceiba Norte JUNCOS, PR 00777

ALEJANDRO MONTANEZ, JOHANNA TOMAS DE CASTRO 2 CARR 183 KM 4.9 HC9 CAGUAS, PR 00725 First Federal Savings Priscilla Reyes San Juan, PR 00908

Jose Prieto PO BOX 363565 San Juan, PR 00936-3565 Pr Telephone Pob 70239 San Juan, PR 00936

AEE P OBOX 364267 SANJUAN, PR 00936 Radio/cbna Po Box 6497 Sioux Falls, SD 57117

Asset Acceptance Llc Po Box 1630 Warren, MI 48090 T MOBILE 654 AVE MUNOZ RIVERA SUITE 2000 SAN JUAN, PR 00918

Banco Popular De Puert Gpo Box 3229 San Juan, PR 00936 Wfnnb/marian Po Box 182789 Columbus, OH 43218

BORINQUEN TITLE LOAN 930 AVE CAMPO RICO COUNTRY CLUB CAROLINA, PR 00924

Centennial Po Box 71514 San Juan, PR 00936

Claro Po Box 360998 San Juan, PR 00936

Coop A/c Del Valencian Pob 1510 Juncos, PR 00777